

CLASSIFICATION OFFICE DECISION

Title of publication: lkd-005-091.jpg

Other known title(s): Not stated

OFLC ref: 0802534.006

Medium: Computer Image File Printout

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Comptroller of Customs

Classification:	Objectionable.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 08 June 2009

Date of direction to issue a label: No direction to issue a label has been issued

Summary of reasons for decision:

The computer image file printout is objectionable because it promotes and supports the exploitation of children and young persons for sexual purposes.

The printout contains a sexualised image of a semi-naked girl who is an older child or young teenager. The girl is presented in a highly artificial pose that deliberately displays her small breasts and genital area. The purpose of the image is to titillate or arouse people with a sexual interest in young girls. The availability of such material encourages the sexual exploitation of children and young people.

The classification of this publication interferes with the freedom of expression as set out in the New Zealand Bill of Rights Act 1990, but this is an outcome that is consistent with Parliament's intention that publications falling under s3(2) of the Films, Videos, and Publications Classification Act 1993 are deemed to be objectionable. The classification is also a reasonable limitation on the freedom of expression that reflects the concern of a free and democratic society to prevent the exploitation of vulnerable children and young people.